Previous references.

1909.

(Police)

Later references.

File No. 136-09

Serial Nos. 1 to 6

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 to 6

Part B. for April 1910.

SUBJECT.

The Celebration of the Moharam festival at Malavalli.

Table of Contents

1. From Rasool Sab and other Mahomedans, Malavally. & 27-1-10
   Appeals against the order of the Deputy Commissioner and Dt Magte Mysore, in re the grant of a license to carry Tabout &c at Malavalli
2. To the Dy. Comr, Mysore Dt No A & 28-1-10
   Forwards the petition for disposal and report with proceedings
3. To Rasool Sab & others. No. B & 29-1-10
   Informs them that their petition has been forwarded with remarks to the Deputy Commissioner Mysore for disposal

G. R. S. 58

P. T. O

4. From the Dy. Comr Mysore Dt. No. 640 & 8-3-10

Forwards a copy of the order passed by him in the matter,

5 To the Dy. Comr. Mysore Dt., the Dy Comrs of other Dts & the D.G. of Police No. J 3158-66 & 23-4-10.

Records the above

6 From the Dy. Comr, Mysore No. 786 & 28-4-10

Reports that the Moharam ~~procc~~ ~~sssion~~ at Malavally passed off quietly.

G.R.S.11] 1910.

GENERAL AND REVENUE SECRETARIAT

(Police.)

NOTES.

File No. 136-09

FILE HEADING.

Re the celebration of the Muharram festival at Malavalli

From

Rasool Sab & other Mahomedans of Malavalli

No. .. Dated 27-1-10 Received

Diary No. 1905 | Enclos. 3 | Spare Copies .. | Serial No. 1

BRIEF ABSTRACT OF LETTER.

Appeals against the order of the Dy. Comr & Dt. Magte 2nd in re the grant of a license to carry Tabuts &c at Malavalli.

NOTES AND ORDERS.

NOTES—First sheet

GPB—30,000—3-4-07

2

Police Files 138-09-10

Routine Notes

[To be used only for notes, requisitions, etc., not intended for permanent record.]

J 1905

Submitted to secretary —

1) The accompanying petition was received from Camp today —

28/1/10.

JR
28/1/10

(10 A. D. 28.1.10 re-Receipt to be sent to the petitioner — Report to be made to the Secretary of the police)

(How to be treated in the office)

Please register the petition and file it. Also intimate the petitioner that the receipt must be produced

SI. No. 2

To The Dy. Com. Supdt. Dc. no. A 9/28-1-10.

Forwards the petition for disposal & report with proceedings

N. B. Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

G. R. S. 13

G.R.S. 13]

Police Letters 1886-07

Routine Notes

[To be used only for notes, requisitions, etc., not intended for permanent record.]

Submitted to Secretary.

I The accompanying draft endorsement No B dated 30th January issued to the Muhammadans of Malavalli in the matter of their taboot procession, is submitted to Secretary, in continuation of the order No A 87 dated 28.12.10 forwarded already.

30/1/10

30/1/10

Pl

Plus V.V.

B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

GPB—45,000—19-5-08

G. R. S. 12]
General and Revenue Secretariat.

Police File No. 136 of 190 9-10

4

Serial No. 3

To
The Petitioners. No. B. 29. 1.10

Informed them that their petition has been forwarded with remarks to the Dy. Comr. of Mysore for disposal.

4 From The Dy. Comr. Mysore Dt. no 640 Dy 8.3.10.

forwards a copy of the order passed by him in the matter.

4) The Dy. Comr. has permitted the Mohammedans to carry Taboots for certain conditions.

4) Subo. for orders with a draft recording.
B.S.
19.3.10.

5) Attention is invited to para 3 of page 3 of the order. The conditions imposed were to open new ways for complaints being preferred to the authorities. Draft recording is submitted for approval.

I believe these are based on past experience in the town.

21/3/10.

6) The celebration of the remaining part of the Muharram must have been over by this time

22/3/10

Devanthan 1st C.

7)

5187/25/3/10

23/3/10

8 seen
The Dy Mysore matter is by
now quite dead. else 58
Nothing occurs
When when occasion
requires

2/3/10.

Sd 14/4/10

NOTE.—Contn sheet

GPS—55/1000-27-4-08

G. R. S. 12]
General and Revenue Secretariat.

Police File No. 136 of 190 9-10

5

Serial No.

9 With reference to the order of the Dewan above, may the order of the District Maps on which contained the instructions be ruled in Exhibit in the preamble? (The draft as it is has been approved by the Dewan

14/4/10. Sd

See 7) 10 yrs - & the draft order may be printed.

Sd 16/4

Subd

11 The draft order as revised in pencil may be issued.

Sd 19/4/10. 12 yrs Sd

19/4/10.

5 To The Dy. Comr, Mysore Dt.; the Dy. Comrs of other Dts; & the D. I. G. of Police no. J 3158-66 dt 23.4.10

Record the above.

6 From The Dt. Magte. Mysore. no. 786 dt 28.4.10

Reports that the Muharram at Melkote passed off quietly.

13 Subd. for perusal. No further action necessary.

Sd 30.4.10

16/5/10

Note—Contn sheet.

BS 30.4.10 Sd

GPB—55,000—27-4-09

14 Sd 30.4.10

File no 136-0;
Sl. no. 1

1910

No. J 1905

Name of Petitioner Rasool Sab & other Mahamadans

Village Malavalli

Taluk Malavalli

District Mysore

Date of Arzi 27. 1. 10

Date of Receipt

Date of Disposal

No. of Enclosure 3

ABSTRACT

Appeals against the order of the Dy. Comr & Dt. Magte of Mysore in regard to the grant of a license to carry Toddy &c at Malavalli

MGCPB—2000—27-7-04

File ud 36-09
Sl. no. 2

Read:— Petition dated 27th Jany 1910 from Rasool Sab and other Mahomedans of Malavally appealing against the order passed on the 22nd idem by the District Magte of Mysore in Cr Mis Appeal No 11 (A) of 1909-10 on the file of this Court against the order of the Amildar Magte of the Malavalli Taluk cancelling the license granted by him to carry Taboot &c with the usual disguises during the last Moharum and ~~requesting~~ praying that they may be permitted to observe the usual ceremonies ~~of~~ on the 8th, 9th & 10th day which have been held in abeyance &c

Order thereon. No A Camp Mysore
Dated 28th January
1910

The case being Sub-
judice before the Deputy
Commr, the petition×
will be sent to the Deputy
Commr for disposal and
report with proceedings.

2. It is not possible
for Govt at this stage
to pass orders whether for
or against the prayer
of the petitioners, the more
especially as the petitioners
before Govt who complain
of the cancellation of
a license granted by
the Amildar, are not
the license holders
themselves, and are
not

× with enclosures
1 Power of
Attorney
1 Dist. Memo.
or O/C
1 Receipt
2 2 09

not able to produce the license in question. The papers are also incomplete.

3. The objections alleged to have been taken by Puttamma and party to the disguises &c appear to be frivolous, the more especially as Petitioners state that the Mahomedan Community are prepared to give assurances that the acts objected to will not be done by them viz "climbing a stick, patting their thighs, and twisting mustaches, playing music in front of Hindu Temples and objecting to Hindu spectators seeing the tamasha from upstairs of houses"

But all this as well as the expediency of allowing the Mahomedans at least (~~if~~ though not Hindus also) putting on disguises like Tigers, beggars &c in fulfilment of vows stated to have been taken by them are matters for the Deputy Commr to consider and order upon. While it will be his duty to prohibit them if they are likely to cause a breach of the peace, it will also be his duty to see whether they are such as to excite the resentment of men of ordinary ~~Ca~~ sense and temper.

Dewan's Order
" To be erased from Camb..."

28/1/10

for Offg. Secy.

To The Deputy Commr. Myingyan

28/1/10

b

file no 136-09

No B. Sl. no. 3

Mysore
29th January
1910

Endorsement.

In reply to their petition to the Dewan, dated 27 January 1910, appealing against the order of the Dy. & District Magistrate of Mysore in Crl. Mis: Appeal Case No 11 (A) of 1909-10 in regard to the grant of a licence to carry Malabadi Jaboot, &c., at Rasool Sab & other Mahomedans

7

of Malavalli are informed that their petition has been forwarded, with remarks to the Deputy Commissr of Mysore, for disposal —

for Offg Secy to Govt. & Resr Bs

30/1/20

To
1. Rasool Sab & other Mahomedans of Malavalli through their Advocate, Mr A. Ramanna, Mysore —

9) III

From 11/3 Mode 12286

The Deputy Commissioner
Cuddapah Dist.

To C.S. Baladurandaraniem Esq
BABL
Secy to the Govt of Secy
Genl & Rev Depts

Dated

Despatched 8th March 1940

Received

General No. 640

No.

Enclosure No. 1.

Submitting Copy of order passed on the Conduct of Moharram at Malavalli

No. 640
Enc. No. 1

OFFICE OF THE Deputy Commissioner
MYSORE DISTRICT,
Dated Mysore Camp 8th March 1910.

To

C.S. Balasundram Iyer Esq., B.A.
Offg SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
GENERAL AND REVENUE DEPARTMENTS.

Sir,

With reference to your letter no Camp A dated 28th January 1910 and subsequent reminder no J 2631 dated 7th instant calling for a report upon the petition of Rasool Sab and others of Malvalli in the matter of granting a license for carrying Taboots &c in procession, I have the honor to submit herewith a copy of order passed by me in this connection.

I have the honor to be
Sir
Your most obedient servant

Deputy Commissioner
Mysore District

O R D E R.

Since passing the order of 22nd January last declining to grant permission to the Mahamadans of Kasaba Malavally to celebrate the remining days of the Moharum Viz, the 8th, 9th and 10th "Khans" as they call it which was suspended on account of the cancellation of their licenses by the Amildar Magistrate, petitions presented both by the Mahammadans and the Hindus in this matter were forwarded to the Assistant Superintendent of Police French-Rocks for local enquiry and resubmission of records together with his opinion.

Mr. L.O'Doherty who was the then acting Asst. Superintendent of Police proceeded to Malavally and held an informal enquiry the result of which is embodied in his report dated 1st February 1910 He does not appear to have examined the parties and their witnesses and recorded their statements. He bases his report on his own personal observations and inferences drawn from a perusal of the records of enquiry held by the Amildar Magistrate before he cancelled the licenses.

Not being satisfied with such a meagre report I forwarded the same with the connected papers and also a copy of the Government order dated .....to his successor Mr. A Krishnaswamy Iyengar who has held a careful enquiry into the several allegations made by both sides and submits a full report dated 25th February.

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Both the Assistant Superintendents of Police are satisfied that the Mahammadans have been at fault in as much as they violated the conditions agreed to by them and that they have to thank themselves for the sudden stoppage of their celebrations of the Moharum by the withdrawal of the licenses. If they had only acted in strict conformity with their sworn statements before the Amildar Magistrate all would have gone well. It is only when they showed unmistakable signs of conducting themselves as they liked in public and when questioned gave their statements before the Police Inspector deliberately contradicting what they had deposed before the Amildar Magistrate, that their licenses were declared cancelled and withdrawn.

While passing, it may be observed that the Amildar Magistrate has not really issued anything like a written license in its proper form. He has merely taken the statements on oath of the petitioners and issued orders thereon to the Police. This is scarcely the correct procedure.

Both the Police officers are agreed in recommending that the Mahammadans may be permitted to celebrate the remaining days of the Moharum, especially as they express contrition at their past conduct and promise to behave properly in future. Though I am not fully convinced of the desirability or necessity for changing my former decision in this respect yet, I feel

feel inclined to view the recommendation of the Police officers with favour and reconsider my decision. The Mahammadans shall be given another chance of showing their respect and acting in obedience to the order of the duly constituted authorities, while they will have the immense satisfaction of seeing the completion of the last Moharum.

But it is necessary to prescribe certain conditions in order that in future there may be no repetition of a hitch similar to what has taken place now.

In the first place the disguises shall be only such as would in no way offend the feelings of other communities by ridiculing their religious and social institutions and traditions This condition should find the foremost place in such licenses . Individual licenses should take the place of licenses in the name of an Agent or a Proxy. Every man who wants to put on disguise must obtain a separate license for himself. In some doubtful or suspecious cases the licensee should even be asked to furnish sureties also to guarantee his proper conduct in public. The "tiger" disguises are strictly prohibited from performing on the 'Lattha' or otherwise conducting themselves so as to cause annoyance to the on-lookers.

The full particulars of a disguise should be given in the application and inserted in the body of the license. No un-

12

unauthorised departure of any kind will be permitted.

The Punjahs should be permitted to be kept exposed only in the usually recognized Ashur Khanas which are registered as such in the Municipal Accounts. The men who keep these during the Moharum should in future obtain licenses from the Taluk Magistrate before exposing them. Taboothes also should be required to take out licenses for their procession. It is enough if the chief man who goes with the procession takes out these licenses. He will be held responsible for keeping the followers of the Tabooth in perfect order and under control and otherwise preserving peace.

Punjahs, Tabooths and disguises will be permitted to use only the main roads which they have been using hitherto as per mamool. All bye-lanes are prohibited except in a locality which is chiefly inhabited by the Mahammadan community. A solitary house or two of the Mahammadans in a locality chiefly inhabited by other communities will not justify the Punjahs and Tabooths being paraded in such streets.

All music shall be stopped whether by Hindus, Mahammadans or any other community while passing in front of the religious institutions of other communities. This is a very sound practice which is obtained all over the state and Malavally Town ~~Taluk~~ cannot claim exemption from this long standing and wise

wise rule even with the common consent of the communities concerned.

No frivolous or vexatious objections to restrain the liberty of freedom of action on the part of individuals of other communities such as asking them not to view the procession from the tops of their houses will ever be entertained much less conceded to. Such objections will merely entail the immediate cancellation of the license of the objector who-ever he may be.

Hours of the day or the night should be specified in the license for parading the Pujahs Tabooths and the disguises so that the police may be enabled to make their own arrangements to be present during the time.

The days fixed for the celebration of the remaining days of the last Moharum are the nineth tenth and eleven instant. The Amildar Magistrate will submit a special report on the conclusion of these celebrations.

Dated 6th March 1910.

SD/-M.Kantaraja Urs.
Deputy Commissioner

Mysore District.

G.R.S. 28.]

Police
File No. 186
Serial No. 5

Diary No. of letter replied to

Proceedings of the Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE SECRETARIAT.
(Police)

, *the* 19

Date of issue

Signed by

READ—

G. L. No. camp A dated the 28th January 1910, from the Dy. Comr. Hyderabad & to the Dy. Comr. Bangalore forwarding a petition from Rasool Sab and others of Malavalli regarding the grant of permission to conduct the Moharam festival

for disposal and report, with proceedings.

2 Letters No. 640 dated the 8th March 1910, from the Dy. Comr. Bangalore DC. submitting a copy of the order passed by him in the matter

over

SUBJECT.

GPB—5,000—7-5-09

5

permitting the Mahomedans to

carry Taboots &c in procession

on certain occasions.

(Here with order)

Corr. thereon Rep. & 315-8-66 & 23-4-10

Police 136-09-5

Recorded

Prints

for Secretary

To

The Dy. Comr. Lyallpur &c.

S.F. 1931 &c — Dy. Comrs & Mun. Committees

Dy. Comr. Sheikhupura

Proceedings of the Government of His Highness the Maharaja of Mysore,

READ—

1. Government Proceedings No. Camp A, dated the 28th January 1910, forwarding to the Deputy Commissioner, Mysore District, for disposal and report, with proceedings, a petition from Rasool Sab and others of Malvalli regarding the grant of permission to conduct the Moharam festival.

2. Letter No. 640-1, dated the 8th March 1910, from the Deputy Commissioner, Mysore District, submitting a copy of the following order passed by him in the matter of permitting the Mahomedans to carry Tabooths etc., in procession on certain conditions:—

"Since passing the order of 22nd January last, declining to grant permission to the Mahomedans of Kasaba Malvalli to celebrate the remaining days of the Moharam, *viz.*, the 8th, 9th, and 10th 'Khans' as they call it, which was suspended on account of the cancellation of their licenses by the Amildar Magistrate, petitions presented both by the Mahomedans and the Hindus in this matter were forwarded to the Assistant Superintendent of Police, French Rocks, for local enquiry and resubmission of records together with his opinion.

Mr. L. O'Doherty, who was the then acting Assistant Superintendent of Police, proceeded to Malvalli and held an informal enquiry, the result of which is embodied in his report dated the 1st February 1910. He does not appear to have examined the parties and their witnesses and recorded their statements. He bases his report on his own personal observations and inferences drawn from a perusal of the records of enquiry held by the Amildar Magistrate before he cancelled the licenses.

Not being satisfied with such a meagre report, I forwarded the same with the connected papers and also a copy of the Government Order dated the 28th January 1910, to his successor, Mr. A. Krishnaswami Iyengar, who has held a careful enquiry into the several allegations made by both sides and submits a full report dated the 25th February.

Both the Assistant Superintendents of Police are satisfied that the Mahomedans have been at fault inasmuch as they violated the conditions agreed to by them and that they have to thank themselves for the sudden stoppage of their celebrations of the Moharam by the withdrawal of the licenses. If they had only acted in strict conformity with their sworn statements before the Amildar Magistrate, all would have gone well. It is only when they showed unmistakable signs of conducting themselves as they liked in public and when questioned, gave their statements before the Police Inspector deliberately contradicting what they had deposed before the Amildar Magistrate, that their licenses were declared cancelled and withdrawn.

While passing, it may be observed that the Amildar Magistrate has not really issued anything like a written license in its proper form. He has merely taken the statements on oath of the petitioners and issued orders thereon to the Police. This is scarcely the correct procedure.

Both the Police officers are agreed in recommending that the Mahomedans may be permitted to celebrate the remaining days of the Moharam, especially as they express contrition at their past conduct and promise to behave properly in future. Though I am not fully convinced of the desirability or necessity for changing my former decision in this respect, yet, I feel inclined to view the recommendation of the Police officers with favor and reconsider my decision. The Mahomedans shall be given another chance of showing their respect and acting in obedience to the order of the duly constituted authorities, while they will have the immense satisfaction of seeing the completion of the last Moharam.

But it is necessary to prescribe certain conditions in order that, in future, there may be no repetition of a hitch similar to what has taken place now.

In the first place, the disguises shall be only such as would in no way offend the feelings of other communities by ridiculing their religious and social institutions and traditions. This condition should find the foremost place in such licenses. Individual licenses should take the place of licenses in the name of an agent or a proxy. Every man who wants to put on disguise must obtain a separate license for himself. In some doubtful or suspicious cases, the licensee should even be asked to furnish sureties also to guarantee his proper conduct in public. The 'tiger' disguises are strictly prohibited from performing on the 'Lattha' or otherwise conducting themselves so as to cause annoyance to the on-lookers.

The full particulars of a disguise should be given in the application and inserted in the body of the license. No unauthorised departure of any kind will be permitted.

The Punjas should be permitted to be kept exposed only in the usually recognised Khanas which are registered as such in the Municipal accounts. The men who keep [illegible] during the Moharam should in future obtain licenses from the Taluk Magistrate before exposing them. Tabooths also should be required to take out licenses for their processions. It is enough if the chief man who goes with the procession takes out these licenses. He will

Judicial and Legislative (Police), dated 23rd April 1910.

be held responsible for keeping the followers of the Tabooth in perfect order and under control and otherwise preserving peace.

Punjas, Tabooths and disguises will be permitted to use only the main roads which they have been using hitherto as per mamool. All by-lanes are prohibited except in a locality which is *chiefly* inhabited by the Mahomedan community. A solitary house or two of the Mahomedans in a locality chiefly inhabited by other communities will not justify the Punjas and Tabooths being paraded in such streets.

All music shall be stopped whether by Hindus, Mahomedans or any other community while passing in front of the religious institutions of other communities. This is a very sound practice which is obtaining all over the State, and Malvalli town cannot claim exemption from this long-standing and wise rule even with the common consent of the communities concerned.

No frivolous or vexatious objections to restrain the liberty or freedom of action on the part of individuals of other communities such as asking them not to view the procession from the tops of their houses will ever be entertained much less conceded to. Such objections will merely entail the immediate cancellation of the license of the objector whoever he may be.

Hours of the day or the night should be specified in the license for parading the Punjas, Tabooths and the disguise, so that the Police may be enabled to make their own arrangements to be present during the time.

The days fixed for the celebration of the remaining days of the last Moharam are the ninth, tenth and eleventh instants. The Amildar Magistrate will submit a special report on the conclusion of these celebrations.

No. J. 3158-66—Police 156-09-5, dated Bangalore, 23rd April 1910.

Order thereon.—Recorded.

C. S. BALASUNDARAM IYER,
Offg. Secy. to Govt., Gen. & Rev. Depts.

To—The Deputy Commissioner, Mysore District.
The Deputy Commissioners of other Districts.
The Inspector-General of Police in Mysore.

Exd.—C. V.

1909-10

GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE

JUDICIAL AND LEGISLATIVE
(POLICE)

PROCEEDINGS

Dated 23rd April 1910

No. J. 3158-66
Police 136-09-5

Recording letter No. 640—1, dated 8th March 1910, from the Deputy Commissioner, Mysore District, submitting a copy of the order passed by him in the matter of permitting Mahomedans to carry Tabooths, etc., in procession, on certain conditions.

GPB—7-5-10—450

J 2744

No. 786
Enc. No.

OFFICE OF THE District Magistrate
MYSORE DISTRICT,
Dated Mysore Camp 28th April 1910

To

C. L. Balasundram Iyer Esq., B A
Offg. SECRETARY TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE,
GENERAL AND REVENUE DEPARTMENTS.

Sir,

With reference to Government Proceedings No. J 3158-66 dated 23rd instant re enrolling Police 136-09-5 this office letter no 640/, dated 8th instant containing instructions issued to local authorities in the matter of granting licenses for carrying Talwars &c in procession in the Town of Melvalli, I have the honor to report that the Moharam at Melvalli passed of quite quietly.

I have the honor to be
Sir
Your most obedient servant

District Magistrate
Mysore

III
384
1910-11 2748

From M. Kantaraja Urs Bg. B.A.,
District Magistrate
Mysore

To C. S. Balasundaram Esqr Esq. B.A.,
Offg: Secretary to Government
General and Revenue Departments
Bangalore

Dated 28th April 1910

Despatched 28/4

Received

General No. 786
No.

Enclosure No.

Reports that the Moharrum
at Malavalli passed off
quite quietly.